## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

poplication of: Van Atta et al.

Application No. 10/785,203

Filed: February 23, 2004 Confirmation No. 8831 **SWIM GOGGLES** For:

Examiner: Brian K. Kauffman

Art Unit: 3765

Attorney Reference No. 2242-67334-01

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## CERTIFICATE OF MAILING

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## INFORMATION DISCLOSURE STATEMENT PURSUANT TO 37 C.F.R. § 1.97(d)

Listed on the accompanying form PTO-1449 and enclosed herewith is an Englishlanguage document. Applicants respectfully request that this document be listed as a reference cited on the issued patent. This Information Disclosure Statement ("IDS") is being filed after the date of either a final action or, a notice of allowance, and before payment of the issue fee.

Copies of United States patents and United States published patent applications do not have to be provided to the Patent Office (37 C.F.R. 1.98(a)(2)(ii)). Copies of unpublished U.S. applications do not have to be provided, as long as the application is available on PAIR, as this requirement of 37 C.F.R. § 1.98(a)(2)(iii) has been waived by the United States Patent and Trademark Office pursuant to the Official Gazette Notice on October 19, 2004 (1287 OG 163). Applicants will provide copies of such patents or applications upon request.

This statement is provided in compliance with 37 C.F.R. § 1.97(e)(2). The undersigned 04/18/2006 SDENBOB1 00000036 10785203

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hereby certifies that no item of information contained in the IDS filed herewith was cited in a communication from a foreign patent office in a counterpart foreign application, and to the knowledge of the undersigned, after making reasonable inquiry, no item contained in the IDS was known to any individual designated in 37 C.F.R. § 1.56(c), more than three months prior to the filing of the IDS.

Submitted herewith is a check for \$180.00 to cover the fee as required by 37 C.F.R. § 1.97(d) and as set forth in 37 C.F.R. § 1.17(p).

Please charge any additional fees which may be required in connection with filing this IDS, or credit any overpayment, to Deposit Account No. 02-4550. A duplicate copy of this sheet is enclosed.

The filing of this IDS shall not be construed to be an admission that the information cited in the statement is, or is considered to be, prior art or otherwise material to patentability as defined in 37 C.F.R. §1.56.

Respectfully submitted,

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		Kast-A-Way Swimwear: Product: 'X-Sight Goggle' (website),						
		http://www.kastawayswimwear.com/product.asp?dept%5Fid=19&pf%5Fid=2069,1 page.						

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